



February 10, 2009

HOUSE BILL No. 1214

DIGEST OF HB 1214 (Updated February 4, 2009 11:23 am - DI 92)

Citations Affected: IC 21-44.

Synopsis: Public psychiatry development program. Creates the public sector psychiatry development program to attract psychiatrists to engage in the practice of public sector psychiatry. Creates a six member board to oversee the program. Creates the public sector psychiatry development program account within the state general fund to provide funding for the program. (The introduced version of this bill was prepared by the commission on mental health.)

Effective: July 1, 2009.

Brown C

January 12, 2009, read first time and referred to Committee on Public Health.
February 2, 2009, amended, reported — Do Pass. Referred to Committee on Ways and Means pursuant to Rule 127.
February 9, 2009, reported — Do Pass.

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HB 1214—LS 6102/DI 14+



February 10, 2009

First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

HOUSE BILL No. 1214

A BILL FOR AN ACT to amend the Indiana Code concerning higher education.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 21-44-1-1.5 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2009]: **Sec. 1.5. "Account", for purposes of IC 21-44-6, refers to**
4 **the public sector psychiatry development program account**
5 **established by IC 21-44-6-8.**

6 SECTION 2. IC 21-44-1-3, AS ADDED BY P.L.2-2007, SECTION
7 285, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY
8 1, 2009]: **Sec. 3. (a) "Board", for purposes of IC 21-44-5, refers to the**
9 **medical education board established by IC 21-44-5-1.**

10 **(b) "Board", for purposes of IC 21-44-6, refers to the public**
11 **sector psychiatry development board established by IC 21-44-6-2.**

12 SECTION 3. IC 21-44-1-12, AS ADDED BY P.L.2-2007,
13 SECTION 285, IS AMENDED TO READ AS FOLLOWS
14 [EFFECTIVE JULY 1, 2009]: **Sec. 12. "Intern, residency, and graduate**
15 **program", for purposes of IC 21-44-5, refers to an intern, residency,**
16 **and graduate program for which the medical education board**
17 **establishes policies under IC 21-44-5.**

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SECTION 4. IC 21-44-1-14 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: **Sec. 14. "Program", for purposes of IC 21-44-6, refers to the public sector psychiatry development program established by IC 21-44-6-1.**

SECTION 5. IC 21-44-1-15 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: **Sec. 15. "Public sector psychiatry" refers to the practice of psychiatry in:**

- (1) state institutions;
- (2) community mental health centers; and
- (3) other settings determined by the board to be public sector psychiatry settings.

SECTION 6. IC 21-44-1-16 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: **Sec. 16. "Training track", for purposes of IC 21-44-6, refers to the program for individuals in the public sector psychiatry development program.**

SECTION 7. IC 21-44-6 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]:

Chapter 6. Public Sector Psychiatry Development Program

Sec. 1. There is established a public sector psychiatry development program to be developed by the board. The purpose of the program is to attract and train psychiatrists who will engage in the practice of psychiatry in:

- (1) state mental health institutions;
- (2) community mental health centers; and
- (3) other settings determined by the board to be public sector settings.

Sec. 2. The public sector psychiatry development board is established to develop and oversee the program.

Sec. 3. (a) The board consists of the following members:

- (1) The chairperson of the department of psychiatry of the Indiana University School of Medicine or the chairperson's designee. The chairperson or the chairperson's designee shall serve as the chairperson of the board.
- (2) The director of the division of mental health and addiction or the director's designee.
- (3) The commissioner of the state department of health or the commissioner's designee.
- (4) Three (3) members appointed by the governor as follows:

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1 (A) One (1) administrator of a community mental health
2 center.

3 (B) One (1) administrator of a mental health institution
4 owned by the state.

5 (C) One (1) psychiatrist who practices psychiatry in
6 Indiana.

7 (b) The terms of the three (3) members appointed to the board
8 by the governor are for three (3) years beginning January 1 of the
9 year of appointment and continuing until the member's successor
10 is appointed and qualified. If a position on the board becomes
11 vacant before the expiration of the term, the governor shall appoint
12 a replacement with the same representative status to fill the
13 unexpired term.

14 Sec. 4. The board shall meet initially at the call of the governor.
15 After the initial meeting, the board shall meet at least twice each
16 year at the call of the chairperson.

17 Sec. 5. (a) Each board member who is not a state employee is not
18 entitled to a salary per diem. The member is, however, entitled to
19 reimbursement for traveling expenses as provided under
20 IC 4-13-1-4 and other expenses actually incurred in connection
21 with the member's duties as provided in the state policies and
22 procedures established by the Indiana department of
23 administration and approved by the budget agency.

24 (b) Each member of the board who is a state employee is entitled
25 to reimbursement for traveling expenses as provided under
26 IC 4-13-1-4 and other expenses actually incurred in connection
27 with the member's duties as provided in the state policies and
28 procedures established by the Indiana department of
29 administration and approved by the budget agency.

30 (c) The affirmative votes of a majority of the members of the
31 board are required for the board to take action on any measure.

32 Sec. 6. The board shall develop and oversee a public sector
33 psychiatry residency training track through the Indiana University
34 School of Medicine, Department of Psychiatry residency training
35 program.

36 Sec. 7. (a) The training track must provide an opportunity for
37 psychiatry residents to work in public sector psychiatry settings,
38 including:

- 39 (1) state psychiatric hospitals;
- 40 (2) community mental health centers; and
- 41 (3) other settings determined to be public sector settings by
- 42 the board.

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(b) The board shall develop standards for participation that include:

- (1) guidelines for the amounts of grants and other assistance a participant receives;
- (2) guidelines for the type of training in public sector psychiatry the participant receives;
- (3) guidelines for agreements with mental health hospitals, community mental health centers, and other entities participating in the program; and
- (4) other guidelines and standards necessary for governing the program.

Sec. 8. (a) The public sector psychiatry development program account within the state general fund is established for the purpose of providing funding for the public sector psychiatry development program established under this chapter. The account shall be administered by the board. Money in the account shall be used to fund psychiatric residency positions, including:

- (1) educational expenses;
- (2) grants and scholarships;
- (3) salaries; and
- (4) benefits.

(b) The account consists of:

- (1) appropriations made by the general assembly;
- (2) grants; and
- (3) gifts and bequests.

(c) The expenses of administering the account shall be paid from money in the account.

(d) The treasurer of state shall invest the money in the account not currently needed to meet the obligations of the account in the same manner as other public money may be invested. Interest that accrues from these investments shall be deposited in the account.

(e) Money in the account at the end of a state fiscal year does not revert to the state general fund.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1214, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning higher education.

Page 4, delete lines 3 through 8.

Page 4, line 9, delete "(3)" and insert "(1)".

Page 4, line 11, delete "(4)" and insert "(2)".

Page 4, line 13, delete "(5)" and insert "(3)".

Page 4, line 16, delete "(6)" and insert "(4)".

Page 4, delete lines 40 through 42.

Delete page 5.

and when so amended that said bill do pass.

(Reference is to HB 1214 as introduced.)

BROWN C, Chair

Committee Vote: yeas 9, nays 0.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred House Bill 1214, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

CRAWFORD, Chair

Committee Vote: yeas 15, nays 0.

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